

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

BRAD PACKER, on behalf of 1-800
FLOWERS.COM, INC.,

Plaintiff,

-against-

RAGING CAPITAL MANAGEMENT, LLC,
RAGING CAPITAL MASTER FUND, LTD.,
WILLIAM C. MARTIN, and 1-800-
FLOWERS.COM, INC.

Defendants.

Case No. 15-CV-5933 (JML)

NOTICE OF MOTION

PLEASE TAKE NOTICE that upon the accompanying memorandum of law dated December 6, 2022 and upon all pleadings and proceedings had herein, defendants Raging Capital Management, LLC, Raging Capital Master Fund, Ltd., and William C. Martin will move this Court before the Honorable James M. Wicks, United States Magistrate Judge, at the United States Courthouse, 100 Federal Plaza, Central Islip, New York 11722, on a date and time to be set by the Court, for an Order dismissing the case for lack of standing.

Dated: New York, New York
December 7, 2022

OLSHAN FROME WOLOSKY LLP

By: /s/ Thomas J. Fleming
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Raging Capital Master Fund, Ltd.,
and William C. Martin*